

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

FILED
U.S. DISTRICT COURT

2011 MAR 21 P 3:10

DISTRICT OF UTAH

BY: DEPUTY CLERK

MICHAEL WATERS,)
vs.)
Plaintiff,) Civil No. 1:10-CV-150BSJ
BANK OF AMERICA,)
Defendant.)
ORDER

* * * * *

On March 11, 2011, the above-captioned matter came before this court for hearing.

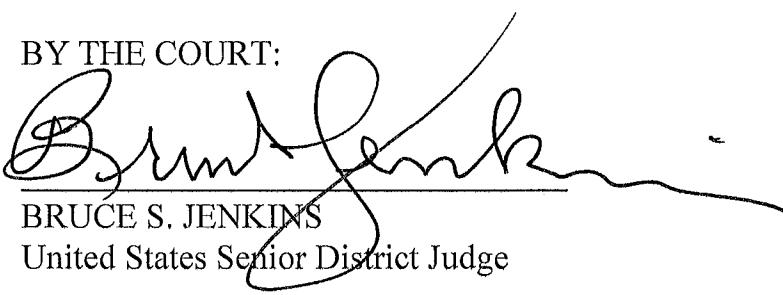
At that time, the court heard and considered arguments concerning the defendant's motion to dismiss (dkt. no. 4). The court now rules as follows:

IT IS ORDERED that defendants' Motion to Dismiss (dkt. no. 4) pursuant to Fed. R. Civ. P. 12(b)(6) & 9(b) is hereby GRANTED; and

IT IS FURTHER ORDERED that plaintiff is hereby granted leave to amend his complaint on or before March 31, 2011, and to join as a defendant any additional party who is or may be the real party in interest concerning the transaction in question.

DATED this 21^{s&t} day of March, 2011.

BY THE COURT:


BRUCE S. JENKINS
United States Senior District Judge